

BOARD OF COUNTY COMMISSIONERS
Agenda Item Summary

Meeting Date

April 16, 2003

Division

County Attorney

AGENDA ITEM WORDING

Approval of Resolution amending Resolution No. 586-2002, which authorized the appointment of Alternate Code Enforcement Special Masters and the compensation therefore.

ITEM BACKGROUND

The Resolution stated that Thomas Wright, Richard Fowler, and Brandon DiMando are appointed as Alternate Code Enforcement Special Masters. Brandon DiMando has declined to serve in this capacity.

PREVIOUS RELEVANT BOCC ACTION

Adopted Resolution No. 586-2002 on December 18, 2002.

CONTRACT/AGREEMENT CHANGES

N/A

STAFF RECOMMENDATIONS

Approval.

TOTAL COST

BUDGETED Yes No

COST TO COUNTY

SOURCE OF FUNDS

APPROVED BY:

County Attorney ☒

OMB/Purchasing ☐

Risk Management ☐

DIVISION DIRECTOR APPROVAL:


J. R. COLLINS

DOCUMENTATION:

Included ☐

To Follow ☐

Not Required ☐

AGENDA ITEM #

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RESOLUTION NO. -2003

A RESOLUTION AMENDING RESOLUTION NO. 586-2002, WHICH AUTHORIZED THE APPOINTMENT OF ALTERNATE CODE ENFORCEMENT SPECIAL MASTERS AND THE COMPENSATION THEREFORE

WHEREAS, the Board of County Commissioners adopted Resolution No. 586-2002, on December 18, 2002, appointing Thomas Wright, Richard Fowler, and Brandon DiMando to serve as alternate code enforcement special master; and

WHEREAS, Brandon DiMando has declined to serve as alternate code enforcement special master; now, therefore

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA, that

Section 1. Resolution No. 586-2002, is hereby amended to read as follows:

1. Thomas Wright and Richard Fowler, ~~and Brandon DiMando~~ are appointed alternate code enforcement special masters;

2. The County Administrator is directed to appoint one of the alternate code enforcement special masters to hear a particular case when informed by the Director of Code Enforcement that the code enforcement special master assigned to that particular case has recused himself or herself;

3. The compensation for an alternate code enforcement special master shall be set at \$150.00 per hour, inclusive of travel time; and

4. The selection of these two alternate code enforcement special masters shall not preclude the Board from appointing an additional alternate should a qualified attorney express a willingness to serve in this capacity and the Board deem it necessary to make such appointment.

PASSED AND ADOPTED by the Board of County Commissioners of Monroe County, Florida at a regular meeting held on the 16th day of April, A.D., 2003.

Mayor Spehar
Mayor Pro Tem Nelson
Commissioner McCoy
Commissioner Neugent
Commissioner Rice

(SEAL)

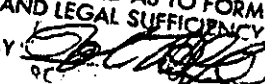
Attest: DANNY L. KOLHAGE, Clerk

BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, FLORIDA

By _____
Deputy Clerk

By _____
Mayor/Chairperson

jdresCED

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY
BY: 
DATE 4-4-03

March 19, 2003

Mr. Bob Shillinger
Assistant City Attorney
Monroe County Attorney's Office
P. O. Box 1409
Key West, FL 33040

Dear Mr. Shillinger,

This letter is to address our earlier conversations in reference to the Alternate Code Enforcement position that the County Commission has offered. As you know, circumstances have changed which necessitate my withdraw from consideration. In light of the City of Key West and Monroe County entering an interlocal agreement for the Special Master System, I do not believe it is appropriate for myself to be considered for the position. I serve as legal counsel for the Special Master on the City's cases and the way the interlocal is structured, I believe there would be a problem with dual office holding or at least the appearance of this prohibition. It is my understanding that this follows your analysis of the situation.

Please forward my concerns to Mr. Collins and the Commission and thank them for their consideration

Sincerely,

A handwritten signature in dark ink, appearing to read "S. Brandon Dimando". The signature is fluid and cursive, with a large, stylized "D" at the end.

S. Brandon Dimando, Esquire
P.O.Box 273
Key West, FL 33040
(305) 292-5684